



**CITY OF LEESBURG PLANNING & ZONING DIVISION  
RECOMMENDATIONS**

**PROJECT:** Code of Ordinances Amendments  
**REQUEST:** Amending Chapters 6 and 25 Land Development Code  
**CASE NO.:** AMDT-13-140  
**MEETING DATE:** January 16, 2014

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**THE PLANNING & ZONING DIVISION RECOMMENDS:**

APPROVAL of the request

**Executive Summary:**

- A. **Amending Chapter 25 by adding Section 25-288 (S)** to allow temporary agricultural uses in the RE-1 (Estate Density Residential) zoning district and allow vacant agricultural properties to have agricultural tax exemptions until platted.
- B. **Amending Section 25-290 Temporary Uses** to clarify permissible temporary event and outdoor sales promotions.
- C. **Deleting Chapter 6 Section - 41 Keeping chickens or fowl, and amending Chapter 25 by revising Section 25-292 (4) The keeping of domestic animals and fowl** to revise the requirements regarding domestic animals and fowl in residential zoning districts, and providing regulations for other domestic animals.
- D. **Amending Chapter 25 by revising Section 25-292 (21) Indoor recreation** to provide regulations for “Adult Gaming Centers” (previously Adult internet/sweepstakes redemption cafés) to require zoning approvals, background checks, limits on the number of electronic gaming devices, and providing for definitions.
- E. **Amending Chapter 25 by adding Section 25-292 (22) Location of Helicopter Landing Areas** to provide additional regulations for helicopter landing sites in PUD (Planned Unit Development) zoning districts with specific exceptions.

**Action Requested:**

Vote to approve the referenced amendments to the Code of Ordinances Chapters 6 and 25 of the Code of Ordinances as proposed by staff and forward to the City Commission for consideration.

AN ORDINANCE OF THE CITY OF LEESBURG, FLORIDA, DELETING CHAPTER 6 ANIMALS SUBSECTION 6-41 KEEPING CHICKENS OR FOWL AND AMENDING AND/OR SUPPLEMENTING CHAPTER 25 ZONING OF THE CODE OF ORDINANCES BY ADDING SECTION 25-288 COMMERCIAL USES (S) AGRICULTURAL (TEMPORARY) USES IN THE RE-1 RESIDENTIAL ESTATE ZONING DISTRICT, AMENDING SUBSECTION 25-290 TEMPORARY USES BY REPLACING SUBSECTIONS (3) THROUGH (9) TO CLARIFY OTHER TEMPORARY USES, DELETING SUBSECTION 25-292 SUPPLEMENTAL DISTRICT REQUIREMENTS, (4) ANIMALS AND FOWL ETC. BECAUSE OF CONFLICTS WITH OTHER SECTIONS OF THE CODE AND ADDING A NEW REVISED SUBSECTION (4) THE KEEPING OF DOMESTIC ANIMALS AND FOWL TO ALLOW CHICKENS IN RESIDENTIAL DISTRICTS, REVISING SUBSECTION (21) INDOOR RECREATION INTERNET/SWEEPSTAKES REDEMPTION CAFÉS BY CHANGING THE TITLE TO ADULT GAMING CENTERS AND MAKING REVISIONS TO REQUIREMENTS FOR GAMING CENTER ADDING A NEW SUBSECTION 22 BY PERMITTING HELICOPTER LANDING SITES IN A PUD (PLANNED UNIT DEVELOPMENT) ZONING DISTRICT WITH CERTAIN ENUMERATED EXCEPTIONS; REPEALING CONFLICTING ORDINANCES; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF LEESBURG, FLORIDA:

## SECTION I.

The following section of the Code of Ordinances of the City of Leesburg, Florida Chapter 25 are hereby amended or replaced as follows:

### CHAPTER 25 ZONING CODE

#### Sec. 25-288. - Commercial uses.

- (s) Agricultural (temporary) uses.
  - (1) The following temporary agricultural uses maybe permitted in the RE-1 Residential Estate zoning district per the following restrictions:
    - a. Agricultural uses maybe permitted on a minimum of twenty (20) acres of non-platted property and per **Section 25-292-Supplemental District Requirements** (4) *The keeping of domestic animals and fowl* of the Code of Ordinances.
  - (2) The production for sale of crops, livestock or livestock products, which shall include but not be limited to:
    - a. Field crops, such as corn and hay;
    - b. Fruits, such as citrus, apples, peaches, grapes, tomatoes, grapes and berries;
    - c. Vegetables, such as beans, cabbage, carrots, beets and onions;
    - d. Horticultural specialties, including nursery stock, ornamental shrubs, ornamental trees and flowers;

- e. Livestock and livestock products, including cattle, sheep, goats, horses, poultry, ratites birds such as ostriches, emus, rheas and kiwis, farmed deer, farmed buffalo, and eggs;
- f. Aquaculture products, including fish, fish products, and water plants;
- g. Woody biomass, which means short-rotation woody crops raised for bioenergy, and shall include farm woodland.
- (3) Roadside stands that are used to show and sell products all of which are raised or produced on the land on which they are located.
- (4) No "Animal Feeding Operation (AFO)" feedlots or facilities such as swine, poultry or cattle feedlots shall be permitted as defined below:
  - a. Where animals are confined for at least 45 days in a 12-month period, and
  - b. Where there is no grass or other vegetation in the confinement area during the normal growing season
  - c. Where crops, vegetation, forage growth, or post-harvest residues are not sustained in the normal growing season over any portion of the lot or facility.
- (5) The Community Development Director shall determine if other similar uses shall be permitted based on whether they meet the intent of this section.

## **Sec. 25-290 Temporary uses.**

The following uses are permitted within the city on a temporary basis as provided below. Each temporary uses shall obtain a permit from the planning and zoning manager or his designee.

- (3) *Seasonal temporary uses.* Not in conjunction with an approved Special Event Permit under Chapter 26 SPECIAL EVENTS.
  - a. The following uses are identified as seasonal temporary uses:
    - 1. Fireworks sales.
    - 2. Christmas tree sales.
    - 3. Flower/candy sales.
    - 4. Other seasonal uses similar and temporary in nature.
- (4) *Other temporary uses.* That are not of a seasonal nature shall ~~not~~ be permitted:
  - a. The following uses are identified as temporary uses:
    - 1. Outdoor product sales promotion for existing City of Leesburg operating businesses for their in store products (only on property of the business) with registration on the cities web site [www.leesburgflorida.gov](http://www.leesburgflorida.gov).
    - 2. Outdoor product sales promotion for products which are not offered by current City of Leesburg operating businesses as their primary product sales. Business must obtain a Business Tax Receipt and may operate on vacant property, at large public shopping centers or malls such as the Lake Square Mall, schools, college campus, churches, hospital such as the Leesburg Regional Medical Center, and in the Central Business District.
    - 3. As an extension of premises of an existing business in accordance with Chapter 5 Alcoholic Beverages Sec. 5-6.1 of the City of Leesburg Code of Ordinances.
    - 4. Fair, carnival, circus, revival, performance etc.
    - 5. Recreational vehicles for security in conjunction with an approved temporary use activity.
- (5) *Temporary use requirements are as follows:*
  - a. Use shall not be permitted for more than sixty (60) days within any one (1) calendar year except for construction trailers that are allowed until a project is completed.
  - b. Use shall not obstruct a right-of-way, sidewalk, or more than twenty (20) percent of required vehicular parking area.
  - c. One (1) free-standing sign or banner not exceeding twenty-four (24) square feet is permitted.

- d. Off-street parking spaces shall be provided in accordance with Section 25-357.
  - e. Shall not be located within ten (10) feet of the property line boundary.
  - f. Shall be allowed on developed or vacant property per (6) below.
- (6) *Mobile food vendors are permitted as follows:*
- a. Shall be allowed on developed or vacant property.
  - b. As part of a product sales promotion where the food is given away free
  - c. As an approved charitable event with a 501(c)(3) designation.
  - d. Shall not be permitted for more than ninety (90) days for the same product within any one (1) calendar year and located on commercial or industrial property either vacant or developed property. Vacant property must be adjacent to developed property where use of restrooms, water and electric are approved by the adjacent developed property.
- (7) *Recreational vehicles.* Recreational vehicles may be stored temporarily in all districts. Such recreational vehicles shall not serve as a place of residence (See Sec. 25-292 Supplemental district requirements - (11) Recreational vehicles).
- (8) *Yard, garage, carport, rummage or charity sale.* A yard, garage, carport, rummage or charity sale shall have a duration period not to exceed three (3) days, composed of Thursday, Friday and Saturday, which may run for two (2) consecutive weeks on the above specified days. A permit must be secured for this activity stating the duration of time. A period of ninety (90) days must lapse after the expiration date appearing on the permit, before the property owner/occupant receives a permit for an additional yard, garage, and carport rummage or charity sale. Merchandise display after expiration date on permit is prohibited. The permit shall be prominently displayed at the sale.
- (9) Nothing in this section shall prohibit or conflict with provisions of Chapter 26 Special Events.

## CHAPTER 6

### ARTICLE II. - GENERAL ANIMAL REGULATIONS

#### ~~Sec. 6-41. - Keeping chickens or fowl.~~

~~It shall be unlawful for any person to keep, harbor, coop, pen, house, or maintain more than fifty (50) fowl on any premises within the city within five hundred (500) feet of any dwelling house where food for human beings is kept, prepared or served. It shall also be unlawful to keep any chickens or fowl within fifty (50) feet of any other dwelling house in the city. Violation of this section will be a Group I infraction as described in Article I.~~

## CHAPTER 25 ZONING CODE

#### Sec. 25-292. - Supplemental district requirements.

- ~~(4) **Animals and fowl etc.** The keeping of domestic animals and fowl shall be limited to the RE-1 residential estate district as following:~~
- ~~a. Domestic fowl or other birds shall be limited to not more than ten (10) adult birds per acre if confined, up to a maximum total of twenty (20) adult birds.~~
  - ~~b. Domestic hoofed mammals shall be limited to a maximum of one confined animals per acre which shall be in addition to the minimum of one (1) acre required for the dwelling. Confined as used in this section, refers to an approved fence that provide limitation on the movements of the animal on the required land area and which shall secure the animal from entering adjacent properties. Pigs are prohibited with in the city.~~

- ~~e. Other domestic animals for the purposes of these regulations such as adult dogs, cat, birds etc. shall be limited in all districts as follows:~~
- ~~d. A maximum of five (5) adults shall be allowed per dwelling with adequate fencing or housing.~~
- ~~e. No farm animals or fowl such as cattle, hogs, sheep, goats, horses, rabbits, chickens, turkeys, ducks, and geese or any other animal or fowl not customarily considered a domestic household pet shall be kept or maintained on any lot in a residential district.~~

~~(4) *The keeping of domestic animals and fowl* shall be limited as following:~~

- ~~a. In all zoning districts, except for provisions provided in the RE-1 Residential Estate zoning district below, domestic animals or fowl being kept, harbored, raised, or maintained as accessory to a residential single-family structure, shall be subject to the following restrictions:~~
  - ~~1. No more than five (5) chickens may be kept, with roosters prohibited;~~
  - ~~2. Slaughtering of chickens is prohibited;~~
  - ~~3. The chickens shall be provided with a movable covered enclosure (See Exhibit Hen house/coop) and must be kept in the covered enclosure or a fenced enclosure at all times. Chickens must be secured within the movable henhouse/coop during non-daylight hours;~~
  - ~~4. The space per bird in the henhouse/coop shall not be less than four (4) square feet per bird and not larger than fifty (50) square feet;~~
  - ~~5. No covered enclosure or fenced enclosure shall be located in the front or side yard, nor shall the henhouse/coop be closer than twenty (20) feet to any property line of an adjacent developed property, nor within fifty (50) feet of any adjacent occupied residential structure. Odors from chickens, chicken manure, or other chicken related substances shall not be detectable at the property boundaries;~~
  - ~~6. Chicken coops and pens shall be completely screened from adjacent roadways and parcels by a six (6) foot tall solid fence, wall, or equivalent landscape vegetative material as approved by the City Community Development Department.~~
  - ~~7. All enclosures for the keeping of chickens shall be so constructed and maintained as to prevent rodents or other pests from being harbored underneath, within, or within the walls of the enclosure. The henhouse/coop must be impermeable to rodents, wild birds, and predators, including dogs and cats. Enclosures shall be kept in neat condition, including provision of clean, dry bedding materials and regular removal of waste materials. All manure for composting must be kept in an enclosed bin. All other manure shall be removed promptly;~~
  - ~~8. All feed and other items associated with the keeping of chickens that are likely to attract or to become infested with or infected by rodents or other pests shall be kept in secure containers or otherwise protected so as to prevent rodents and other pests from gaining access to or coming into contact with them;~~
  - ~~9. The sale of eggs or any other chicken products generated within a residential district in the City of Leesburg is prohibited;~~

10. No dog or cat that kills a chicken will, for that reason alone, be considered a dangerous or aggressive animal.
  11. Rabbits as pets shall be within a completely enclosed dwelling or detached garage or in an outside enclosure, coop or pen, up to a maximum of two (2) rabbits.
  12. Adult dogs, cat, birds etc. shall be limited in all districts to a maximum of five (5) adults per dwelling with adequate fencing and/or outside covered protection from the elements.
  13. For the keeping of chickens completion of the following two hour course “Chicken University” is highly recommended. The course is offered by the UF/IFAS Lake County Extension Office, 1951 Woodlea Rd., Tavares, FL 32778, phone (352) 343-4101 ext. 6.
- b. In the RE-1 Residential Estate zoning district:
1. Domestic fowl or other birds shall be limited to not more than six (6) adult birds per acre confined, up to a maximum total of twelve (12) adult birds.
  2. Domestic hooved mammals shall be limited to a maximum of one-confined animal per acre which shall be in addition to the minimum of one (1) acre required for the dwelling. Confined as used in this section, refers to an approved fence that provide limitation on the movements of the animal on the required land area and which shall secure the animal from entering adjacent properties.
- c. Prohibited animals and fowl:
- Except for a retail establishment engaging in the lawful sale of animals, and approved zoos/animal sanctuaries, it shall be unlawful for any person to keep, harbor, raise or maintain the following except as permitted by this section:
- (a) Any livestock;
  - (b) Farm animals or fowl such as cattle, hogs, sheep, goats, horses, rabbits, chickens, turkeys, ducks, and geese or any other animal or fowl not customarily considered a domestic household pet shall not be kept or maintained on any lot in a residential district.
- d. Lake County Animal Control Services is responsible for enforcement of codes regarding leash and tethering of animals.

Exhibit Hen house/coop



## CHAPTER 25 ZONING CODE

### Sec. 25-292 Supplemental District Requirements

(21) Indoor recreation - “Adult Gaming Center” as used in this ordinance shall mean a structure, building, edifice, facility or location, along with its grounds in which Electronic Gaming Devices are used, operated or stored in conjunction with the use of such Electronic Gaming Devices. The following regulations shall apply to all Adult internet/sweepstakes redemption cafés Gaming Centers

- a. Only adults eighteen (18) years of age or older shall be permitted within buildings where this use is permitted.
- b. ~~Internet/sweepstakes redemption café~~ Adult Gaming Centers uses shall only be allowed by Conditional Use Permit in the M-1 Industrial zoning district, and in the SPUD and PUD districts. Every application seeking approval shall include for every principal, officer, shareholder, and director of the owner of the proposed Adult Gaming Center, a fingerprint card and letter certifying the results of a criminal background check generated by the Florida Department of Law Enforcement or the City of Leesburg police department.
- c. ~~Internet/sweepstakes redemption café~~ Adult Gaming Centers uses shall be located no closer than fifteen hundred (1500) feet to either the boundary of any residential zoning district, or to any other ~~internet/sweepstakes redemption café~~ Adult Gaming Centers use, or to the following uses; park, school, church, , establishment selling or serving alcoholic beverages for consumption on or off premises, or child day care.
- d. Hours of operation shall be restricted to 7:00 a.m. through 11:00 p.m., Monday through Saturday.
- e. The sale or consumption of alcohol on the premises shall be prohibited.
- f. On-site parking shall be provided at a ratio of two (2) spaces per seventy-five (75) square feet of gross leasable area or per each Electronic Gaming Device ~~/sweepstakes~~ equipment whichever is greater.
- g. No food shall be prepared on site, nor shall any food be catered, ordered in or otherwise brought to the site, however, on site vending machines and prepackaged snacks offered on site for sale or consumption shall be permitted.
- h. ~~Internet/sweepstakes redemption café~~ Adult Gaming Centers uses shall comply with Florida Statutes 849.094 “Game promotion in connection with sale of consumer products or services”.
- k. Permittee shall provide the City within 90 days of issuance of a permit a copy of their approval/permit for the adult gaming center use from the Florida Department of Agriculture and Consumer Services or the permit will be suspended. The permittee may request a hearing at the next regularly scheduled Planning Commission meeting to request reinstatement of the permit, however the decision whether to reinstate this permit shall lie within the discretion of the Planning Commission and reinstatement shall not be a matter of right.

- l. ~~No internet/sweepstakes redemption cafés permit or approval for the operation of any Adult Gaming Centers~~ shall be issued to an applicant if any person with an ownership interest in the business operating the Adult Gaming Centers has been convicted of a ~~violation of a felony, or any violation of~~ federal, state or local law, statute or ordinance pertaining to gambling or any other crime involving moral turpitude within seven (7) years preceding the date of the filing of the application.
- m. ~~Internet/sweepstakes redemption cafés~~ Approval to operate an Adult Gaming Centers ~~are~~ must be granted to the applicant with a majority ownership interest in the business ~~person or operation entity operating the Adult Gaming Center,~~ and may not be transferred to another entity. ~~However, existing approved internet/sweepstakes redemption cafés operating prior to May 9, 2011 may be transferred no more than one time, to another entity, upon written notification and evidence of the conveyance to the City of Leesburg Community Development Department.~~
- n. Permittee shall not operate more than ~~fifty (50)~~ ten (10) Electronic Gaming Devices, ~~except that Permittee operating a drawing by chance offered in connection with the sale of a consumer product or service, sweepstakes or other game promotion using electronic equipment on or before January 1, 2012 in the City of Leesburg may not operate more pieces of electronic equipment than were in operation on October 31, 2014, and any reduction following the enactment of this chapter in electronic equipment pieces by such Permittee shall become permanent.-Replacing an existing piece of electronic equipment~~ Electronic Gaming Device due to a defect or upgrade shall not be deemed a reduction pursuant to this section, provided that such replacement occurs within thirty (30) days of written notice to the City of Leesburg Community Development Department that an Electronic Gaming Device requires upgrade or replacement.
- o. No drawing by chance in connection with the sale of a consumer product or service, sweepstakes or game promotion shall:
  - i. design, engage in, promote, or conduct a game wherein the winner may be predetermined or the game may be manipulated or rigged;
  - ii. arbitrarily remove, disqualify, disallow, or reject any entry;
  - iii. fail to award any prize offered;
  - iv. print, publish, or circulate literature or advertising material which is false, deceptive, or misleading; or
  - v. require an entry fee, payment, or proof of purchase as a condition of entering.
- p. An operator conducting a drawing by chance in connection with the sale of a consumer product or service, sweepstakes or game promotion shall be required to:
  - i. maintain a list of the names and addresses of all persons who have won prizes which have a value of more than \$25 for one (1) year.
  - ii. maintain a trust account or bond in an amount equal to the total announced value of the prizes offered or \$50,000, whichever is larger.



- q. On premises, the Permittee shall maintain the following security devices and standards:
  - i. a security camera system with inside and outside visual monitoring operating twenty-four (24) hours a day and capable of recording and retrieving an identifiable image both inside and outside the premises;
  - ii. a drop safe or cash management device for restricted access to cash receipts;
  - iii. a conspicuous notice at all public entrances to premises stating cash register contains limited amount of cash;
  - iv. at exits to premises, height markers displaying height measures;
  - v. a cash management policy limiting cash on hand;
  - vi. a silent alarm system capable of notifying law enforcement; and when the premises is open for business, at least one Florida state licensed, armed security guard.
  - vii. a steel bullet resistant UL 752 Level 1 rated entry door with bullet resistant security glass Type for viewing customers entering the premises including exterior automatic locking and interior panic push hardware.
- r. For additional security, centers shall not be located in strip centers or malls where the general public including children may be located but must be in stand ~~along~~ alone building.
- s. Tinted windows or other obstructions of the view through the glass of any ~~internet/sweepstakes redemption café~~ Adult Gaming Centers shall be prohibited for purposes of visual security of police offices.
- t. ~~Existing approved internet/sweepstakes redemption cafés operating prior to May 9, 2011 shall comply with all provisions of this chapter by February 9, 2013, except for those dealing with location. As used in this ordinance, the term “Electronic Gaming Device” shall mean any device, computer, terminal, video or other equipment (either mechanical or electrical in nature) that may or may not be capable of downloading games from a central server system, machine, computer or other equipment upon connection with or the insertion of, swiping, passing in range of, or any other technical means of physically or electromagnetically connecting a coin, bill, ticket, token, card or other similar object, including entering a password or pass code obtained directly or indirectly through payment of consideration or obtained as a bonus or supplement to another transition involving the payment of consideration, which makes the devices available to play or operate computer or video simulation of any game such as slot machines, bingo, poker, keno, craps, or any other type of game ordinarily played in a casino, including a game involving the display of the results of a raffle, sweepstakes, drawing, contest, lottery, or other promotion, and which may deliver or entitle the person or persons playing or operating the device to a payoff of cash, money, or other credit, tickets, tokens, gift cards, or electronic credits to be exchanged for cash or merchandise, or any other thing of value, whether made automatically from the machine or manually.~~

“Owner” or “operator” shall mean any person who owns, operates, or distributes for the purpose of operating one (1) or more amusement device or Electronic Gaming Device.

“Permittee” shall mean a person in whose name a permit to operate an Adult Gaming Center has been issued, as well as all individuals listed as an applicant on the application for a permit for an Adult Gaming Center

- u. “Game promotion” means, but is not limited to, a contest, game of chance, sweepstakes, or gift enterprise, conducted by an operator within or throughout the state and other states in connection with and incidental to the sale of consumer products or services, and in which the elements of chance and prize are present. However, “game promotion” may not be construed to apply to bingo games conducted pursuant to s. 849.0931.

**Sec. 25-292. - (22) Location of Helicopter Landing Areas.** The following regulations will apply to the location of any Helicopter Landing Site. Capitalized terms used in this subsection shall have the meanings ascribed to them in Chapter 4, Article III of this Code:

- a. No Helicopter Landing Site may be located in any zoning district within the City of Leesburg unless specifically permitted by a PUD (Planned Unit Development) District, except that helicopters may land and take off from the Leesburg International Airport and approved Public Property in accordance with airport and Federal Aviation Administration regulations.
- b. No PUD or other approval may be issued for any Helicopter Landing Site until the applicant has furnished to the City a completed application seeking approval from the Federal Aviation Administration to locate a Helicopter Landing Site at the proposed location, with proof the application has been filed and all fees due for the application have been paid. Any permit or approval for a Helicopter Landing Site shall be contingent on receipt by the City of final approval by the Federal Aviation Administration for the Helicopter Landing Site, within 90 days after issuance of the permit or approval. If the application is not approved by the Federal Aviation Administration within that 90 day period, or is disapproved, the permit or approval shall be deemed revoked as a matter of law without the requirement of notice to the applicant by the City. No Helicopter Landing Site for which a permit or approval has been issued may be utilized for helicopter operations until the final Federal Aviation Administration approval has been granted.
- c. All applications for a Helicopter Landing Site shall contain or be accompanied by the following:
  - 1. Name and address of the applicant, and if the applicant is not a natural person, the name and address of a natural person who will be representing the applicant in the approval process and be responsible for the accuracy of all information submitted.
  - 2. A certificate of insurance providing public liability and property damage coverage of at least \$2,000,000.00 combined single limit, with the City of Leesburg named as an additional insured party.

3. A noise study from a firm licensed to conduct such studies, setting forth the effect the noise from helicopter operations at the proposed Helicopter Landing Site (including approach zones) will have on surrounding property owners, and concluding that the noise will not constitute a nuisance to or be deleterious to the owners and occupants of surrounding property. The study must be addressed to the City and authorize the City to rely on the study for its intended purpose of demonstrating no ill effects from the noise associated with the Helicopter Landing Site.
4. Such other material as may be required by the City for evaluation of the application, in order to protect the public health and safety.
- d. Construction of a Helicopter Landing Site shall not be commenced, nor shall site preparation work be allowed, until both a Planned Unit Development District rezoning has been issued and final Federal Aviation Administration approval has been secured.

## SECTION II.

If any portion of this ordinance is declared invalid or unenforceable, then to the extent it is possible to do so without destroying the overall intent and effect of this ordinance, the portion deemed invalid or unenforceable shall be severed herefrom and the remainder of this ordinance shall continue in full force and effect as if it were enacted without including the portion found to be invalid or unenforceable.

## SECTION III.

All ordinances or parts of ordinances which are in conflict with this ordinance are hereby repealed, to the extent necessary to alleviate the conflict, but shall continue in effect insofar as they are not in conflict herewith, unless repeal of the conflicting portion destroys the overall intent and effect of any of the conflicting ordinances, in which case those ordinances so affected shall be hereby repealed in their entirety.

## SECTION IV.

This ordinance shall become effective upon its passage and adoption according to law.

**PASSED AND ADOPTED** at the regular meeting of the City Commission of the City of Leesburg, Florida, held on the \_\_\_\_\_ day of \_\_\_\_\_, 2014.

THE CITY OF LEESBURG, FLORIDA

BY: \_\_\_\_\_  
Mayor John Christian

Attest: \_\_\_\_\_  
City Clerk Betty Richardson

### **Note:**

Under lines new language

~~Strikethroughs deletions~~